

REMARKS

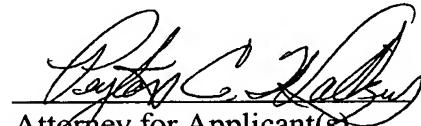
The Office Action dated May 21, 2004 has been received and reviewed by the applicant. Claims 1-7 are in the application. Claim 1 is amended. Reconsideration is respectfully requested.

Claim 1 is rejected by Ausschnitt. In response, claim 1 is amended to include "imprinting a second substantially similar pattern that is *intentionally* mis-registered in a pre-defined manner with regard to the first pattern so that the combination of the first and second patterns causes *continuous, systematic and pre-defined variations* in final sizes of defined elements across the substrate consistent with the predefined misregistration so that at least two or more of the defined elements have different dimensions." In contrast, Ausschnit discloses a pattern that will not vary across the wafer in a predefined manner. Ausschnitt will only vary based on the imaging tool's distortion which is *random and arbitrary*. Consequently, it is respectfully submitted that Auscchnitt does not teach or suggest claim 1 as now amended.

Should the Examiner consider that additional amendments are necessary to place the application in condition for allowance, the favor is requested of a telephone call to the undersigned counsel for the purpose of discussing such amendments.

For the reasons set forth above, it is believed that the application is in condition for allowance. Accordingly, reconsideration and favorable action are respectfully solicited.

Respectfully submitted,



Peyton C. Watkins
Attorney for Applicant(s)
Registration No. 36,390

Peyton C. Watkins/mjl
Rochester, NY 14650
Telephone: 585-477-8282
Facsimile: 585-477-4646